

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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| -----X | |
| National Starch and Chemical Investment | : |
| Holding Corporation, | : |
| Penford Australia Ltd. and | : |
| Penford Holdings Pty, | : |
| | : |
| Plaintiffs, | : |
| | : |
| v. | : |
| | : |
| Cargill Corporation and | : |
| MGP Ingredients, Inc. | : |
| Defendants. | : |
| -----X | |

Civil Action No. 04-1443-GMS

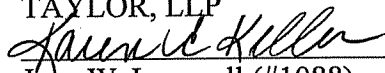
STIPULATION AND ORDER

The parties hereby stipulate, subject to the approval of the Court, to extend the time for submission of joint claim chart and claim construction briefs by two (2) days. The parties need this brief extension in order to finalize the meet and confer process as to which claim terms need to be construed. The additional 2 days will not affect any other dates in the scheduling order.

The amended schedule will be as follows:

Submission of claim charts: September 14, 2005
Opening claim construction briefs: September 21, 2005
Answering claim construction briefs: October 5, 2005

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SO ORDERED this _____ day of _____, 2005.

United States District Court Judge